THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No. 17023 of 2006

Date:25-08-2006

Between:

Mogadala Vijaya Lakshmi Petitioner

And

The Chief Election Commissioner, A.P. State, and others

Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No. 17023 of 2006

ORDER:

1. The writ petition is filed for a Writ of Mandamus declaring the action of the respondents 1 to 3 in not conducting proper enquiry and to conduct fresh polling by fixing time and date as contemplated in Section 58 of Representation of Peoples Act 1950 for the post of Village Sarpanch and Ward Members of Vallabhapuram village, Gram Panchayat, Chevvemula Mandal, Nalgonda District is violative of Election Rules and illegal, arbitrary and unconstitutional and consequently direct the respondents 1 to 3 to conduct a local enquiry at Vallabhapuram village, Gram Panchayat, Chevvemula Mandal, Nalgonda District and conduct repolling for the post of Village Sarpanch and ward members of the above said gram panchayat and pass such other suitable orders.

2. On a reading of affidavit filed in support of the writ petition, several irregularities and illegalities said to have been committed had been narrated and these are all facts, which may have to be gone into at the appropriate stage by way of election petition. Accordingly the

parties are at liberty to approach the appropriate election tribunal if they are so advised.

3. With the above observation, the writ petition is disposed of.

No order as to costs.

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25-08-2006

Stp